

EMERGENCY EDITION

THE CARMELITE

SEPTEMBER 4, 1929

FIVE CENTS

CARMEL-BY-THE-SEA
CALIFORNIA
VOLUME
NUMBER

II
30

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Economic pressure has placed The Carmelite in a position where its continued existence is in the balance. The present issue represents an emergency measure merely to preserve continuity of publication; unless a solution is immediately forthcoming, suspension appears to be inevitable.

The Carmelite was brought into existence in response to what was felt to be a definite need for a second newspaper in Carmel. The measure in which that need has been filled is a matter of opinion: there has been praise and, inevitably, there has been criticism. But entirely apart from The Carmelite's accomplishments or shortcomings, there have been numerous expressions of a genuine desire for a second paper.

It is recognized that to enable The Carmelite to continue, drastic measures will be necessary, involving a change in editorship and a revision of general policies. A plan for complete reorganization has been formulated and will be submitted at a meeting to be held tomorrow (Thursday) evening, at eight o'clock, in the courtyard shop (formerly Otar's), Seven Arts Building.

The wishes of the community as expressed at this meeting will decide the future of The Carmelite.

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**JOHN B. JORDAN
PROPRIETOR**

THE CARMELITE

CARMEL-BY-THE-SEA
CALIFORNIA

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LEGAL NOTIFICATION

(The Carmelite is the Official Newspaper of the City of Carmel-by-the-Sea.)

ORDINANCE NO. 98

ORDINANCE GRANTING TO PACIFIC GAS AND ELECTRIC COMPANY, A CALIFORNIA CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND FRANCHISE OF LAYING, MAINTAINING AND USING, FOR THE PURPOSE OF CONVEYING, DISTRIBUTING AND SUPPLYING GAS TO THE PUBLIC AND PARTICULARLY TO THE INHABITANTS OF THE CITY OF CARMEL-BY-THE-SEA, IN THE COUNTY OF MONTEREY, STATE OF CALIFORNIA, FOR LIGHT, HEAT, POWER AND ALL LAWFUL PURPOSES, GAS PIPES, MAINS AND CONDUITS IN SO MANY AND IN SUCH PARTS OF THE PUBLIC HIGHWAYS, STREETS AND ALLEYS OF SAID CITY OF CARMEL-BY-THE-SEA AS THE GRANTEE MAY ELECT TO USE FOR THE PURPOSE AFORESAID.

THE CITY COUNCIL (heretofore known as Board of Trustees) OF THE CITY OF CARMEL-BY-THE-SEA DO ORDAIN AS FOLLOWS:

Section 1. The right, privilege and franchise of laying, maintaining and using, for the purpose of conveying, distributing and supplying gas to the public and particularly to the inhabitants of said City of Carmel-by-the-Sea for light, heat, power and all lawful purposes, gas pipes, mains and conduits in so many and in such parts, (except as hereinafter provided), of the public highways, streets and alleys of said City of Carmel-by-the-Sea as the grantee may elect to use for the purpose aforesaid, are hereby granted by the City of Carmel-by-the-Sea for the term of fifty (50) years from and after the time when this ordinance shall take effect, to Pacific Gas and Electric Company, a California corporation, its successors and assigns.

Section 2. All gas pipes, mains and other conduits which shall be laid and used under and pursuant to the provisions of this ordinance and in the exercise of the right, privilege and franchise herein granted shall be of iron, or other suitable material, and shall be of such dimensions as the owner for the time being of said right, privilege and franchise shall determine. All such gas pipes, mains and conduits shall be laid in a good and workmanlike manner and at least eighteen (18) inches below the surface of said highways, streets and alleys under the direction of the Superintendent of Streets of the City of Carmel-by-the-Sea or other officer having charge thereof, and in compliance with all valid ordinances and regulations which are now or hereinafter shall be enacted and prescribed by said city under its police power.

Provided, however, that the grantee shall not use any portion of any street, lane, alley, square or other public place in said city for the installation or maintenance of gas pipes, mains or conduits in such manner as to injure or de-

troy any tree or tree shrub therein, except after a permit in writing first obtained for such purpose from the Marshal of said city, or other officer having charge thereof;

Provided further that in the event of any such officer refusing to issue any such permit when applied for by the grantee, the grantee may appeal from the determination of such officer by filing such appeal in writing with the City Clerk of said city, addressed to the council thereof, and such appeal shall be heard at the next ensuing regular meeting of said council, and the determination of the council of said city thereupon after such hearing shall be final and conclusive, and binding on all parties interested.

Section 3. The owner for the time being of said right, privilege and franchise shall, immediately upon laying, replacing, or repairing said gas pipes, mains and other conduits, or any part thereof, at its own cost and expense place said highways, streets and alleys, or so much thereof as may have been damaged thereby, in as good order and condition as that in which they were before being disturbed or excavated for the purpose of laying, replacing or repairing said pipes and other conduits.

Section 4. The owner for the time being of said right, privilege and franchise shall have the right to maintain, repair and replace any or all of such gas pipes, mains and other conduits from time to time as may be necessary or proper.

Section 5. The grantee of the aforesaid right, privilege and franchise, its successors and assigns, shall during the term for which the same is granted pay to said City of Carmel-by-the-Sea two (2) per cent. of its or their gross annual receipts arising from the use, operation or possession thereof; provided, however, that no percentage shall be paid for the first five (5) years succeeding the date of the grant of said right, privilege and franchise, but thereafter such percentage shall be payable annually, and if such payment shall not be made, such right, privilege and franchise shall be forfeited.

Section 6. The said right, privilege and franchise are granted under and pursuant to the provisions of the laws of the State of California which relate to the granting of rights, privileges and franchises by municipalities.

Section 7. This ordinance shall, except as hereinafter otherwise provided, take effect and be in force upon the expiration of thirty (30) days after its final passage, and shall, before the expiration of said thirty (30) days and before going into effect, be published once in *The Carmelite*, a newspaper published in said City of Carmel-by-the-Sea.

Introduced in the City Council of the City of Carmel-by-the-Sea on the 7th day of August 1929, and finally passed and adopted by said City Council this 28th day of August 1929, by the following vote:

Ayes: Councilmen (or Trustees) BONHAM, WOOD, GOTTFRIED, JORDAN, ROCKWELL

Noes: Councilmen (or Trustees) NONE

Absent: Councilmen (or Trustees) NONE

ROSS E. BONHAM

Mayor of the City of Carmel-by-the-Sea.

Attest:

SAIDEE VAN BROWER

City Clerk

(Official Seal)

AN EXHIBIT OF PAINTINGS

The exhibition of the work of R. Bruce Inverarity, the Seattle artist and author, now showing at the Weston Studio Gallery, will prove interesting to many.

Paintings modernistic to a marked degree, and again pastels of a simple beauty to please the anti-modernists—wood-blocks, mono-types, drawings, photo-points. This

versatile artist seems to be unlimited in his choice and use of mediums.

This artist is fundamentally a nature lover, a wanderer and a vagabond. He is in the habit of spending weeks in the wilderness of the Northwest country, studying the Indians, their customs, their folk-lore, and music, writing and painting his impressions. In this way material is derived first hand from a source little used by the more conventional artist.

Inverarity in teaching is chiefly interested in the guidance of children. His understanding of the methods and psychology of Prof. Cizek of Vienna has made him very successful in this work, which he really considers his vocation.

Recently coming from Seattle, he has shown over the Pacific Coast. The most recent exhibition of his work has been at the Blanding Sloan Workshop Gallery in San Francisco.

—D. W.

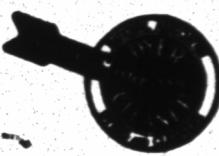
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